

Haroff, J.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
NATIONAL RAILROAD PASSENGER
CORPORATION,

Plaintiff,

– against –

ACE BERMUDA INSURANCE, LTD., *et al.*,

Defendants.
-----X

10/17/14
14 Civ. 7510 (JSR)

**NOTICE OF VOLUNTARY DISMISSAL OF DEFENDANT
ACE BERMUDA INSURANCE, LTD. PURSUANT TO FED. R. CIV. P. 41(a)(1)**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff National Railroad Passenger Corporation hereby voluntarily dismisses this action without prejudice as against Defendant ACE Bermuda Insurance Ltd., who has not yet served an answer or a motion for summary judgment.

This dismissal does not alter the rights of Plaintiff National Railroad Passenger Corporation or Defendant ACE Bermuda Insurance Ltd. to arbitrate any disputes between them; all such rights under Policy No. NPRC 01281P01A (with the policy period Dec. 1, 2011 to Dec. 1, 2012) and Policy No. NPRC 01281P01B (with the policy period Dec. 1, 2011 to Dec. 1, 2012) are expressly reserved.

Dated: New York, New York
October 16, 2014

/s/ Rhonda D. Orin

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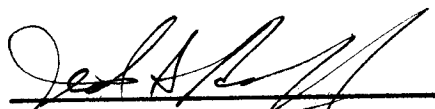
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Attorneys for Plaintiff

SO ORDERED:



U.S.D.J. 10-17-14

CERTIFICATE OF SERVICE

I certify that on October 16, 2014 the foregoing NOTICE OF VOLUNTARY DISMISSAL OF DEFENDANT ACE BERMUDA INSURANCE, LTD. PURSUANT TO FED. R. CIV. P. 41(a)(1) was filed with the Clerk of the Court using the Court's CM/ECF system, which completed service on interested parties registered with the system, and was sent by U.S. Mail and e-mail to:

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Attorney for Defendants: ACE Bermuda Insurance, LTD.; Certain Underwriters at Lloyd's of London and Certain London Market Insurance Companies subscribing to Policy No. GEP 2944; Certain Underwriters at Lloyd's of London and Certain London Market Insurance Companies subscribing to Policy No. 507/N11NA08242; Certain Underwriters at Lloyd's of London and Certain London Market Insurance Companies subscribing to Policy No. 507/N11NA08244 (Companies); Certain Underwriters at Lloyd's of London and Certain London Market Insurance Companies subscribing to Policy No. 507/N11NA08244 (Lloyd's); Partner Reinsurance Europe plc; Torus Specialty Insurance Company; and Westport Insurance Corporation.

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Attorney for Defendant: Liberty Mutual Fire Insurance Company

/s/ Peggy Pavell